



Entered on Docket
July 02, 2007

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Post-Effective Date USA Capital Diversified Trust Deed Fund, LLC

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

In re:
USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

Chapter 11

Jointly Administered Under
Case No. BK-S-06-10725-LBR

In re:
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,

Debtor.

**ORDER APPROVING FTI
CONSULTING, INC.'S FIRST AND
FINAL FEE APPLICATION (JUNE 9,
2006 THROUGH MARCH 12, 2007)**

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

Hearing Date: June 22, 2007
Hearing Time: 9:30 a.m.

In re:
USA SECURITIES, LLC,

Debtor.

1 Affects:

- 2 ☐ All Debtors
 3 ☐ USA Commercial Mortgage Company
 4 ☐ USA Securities, LLC
☒ USA Capital Realty Advisors, LLC
☒ USA Capital Diversified Trust Deed Fund, LLC
☐ USA First Trust Deed Fund, LLC

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 6 This Court, having reviewed and considered the First and Final Fee Application of FTI
 7 Consulting, Inc. As Financial Advisors to the Official Committee of Equity Security Holders of USA
 8 Capital Diversified Trust Deed Fund, LLC (June 9, 2006 through March 12, 2007) [Docket no. 3607]
 9 (the "Application"), seeking an Order from this Court authorizing the allowance and payment of fees, in
 10 the amount of \$1,613,380.50, for professional services rendered by FTI Consulting, Inc. ("FTI"),
 11 Financial Advisors to the Official Committee of Equity Security Holders of USA Capital Diversified
 12 Trust Deed Fund, LLC, and the reimbursement of expenses paid by FTI, in the amount of \$30,951.02,
 13 for a total compensation award of \$1,644,331.52 in this case on a final basis, the Declaration of Robert
 14 G. Worthen, filed in support of the Application, the Supplement to FTI Consulting, Inc.'s First and
 15 Final Fee Application [Docket no. 3885] (the "Supplement"), in which FTI voluntarily reduced its fees
 16 by two percent (2%), or \$32,267.81, and modified its request for an Order from the Court thereby
 17 seeking the allowance and payment of fees, in the total amount of \$1,581,112.89, and reimbursement of
 18 expenses paid by FTI, in the amount of \$30,951.02, for a total compensation award of \$1,612,063.91 in
 19 this case on a final basis; Michael Tucker, appearing on behalf of FTI, August B. Landis, appearing on
 20 behalf of the Office of the United States Trustee, and other appearances as noted on the record at the
 21 hearing referenced above; the Court having made its findings of fact and conclusions of law on the
 22 record, which are incorporated herein pursuant to Fed.R.Bankr.P. 7052; with no objection to the
 23 Application having been filed; and for good cause shown therefor,

24 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that the fees FTI incurred, in
 25 the amount of \$1,581,112.89, and the expenses FTI paid, in the amount of \$30,951.02, are deemed
 26 allowed on a final basis for a total compensation award in the amount of \$1,612,063.91 (the "Final
 27 Award").

1 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that USA Capital
2 Diversified Trust Deed Fund, LLC, is authorized to pay the Final Award to FTI immediately upon
3 entry of this order.

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5 RESPECTFULLY SUBMITTED BY:

6 **BECKLEY SINGLETON, CHARTERED**

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8 By: /s/ Anne M. Loraditch
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11 and

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15 *Attorneys for Post-Effective Date USA Capital*
16 *Diversified Trust Deed Fund, LLC*

17
18 APPROVED DISAPPROVED:

19 OFFICE OF THE UNITED STATES TRUSTEE

20 By: 
21 August B. Landis, Esq.

RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of LR 9021.
- ☒ I have delivered a copy of the proposed order to the Office of the United States Trustee, which has:
- ☐ approved the form of this order; and/or
 - ☐ waived the right to review the order; and/or
 - ☐ failed to file and serve papers in accordance with LR 9021(c); and
- the following have disapproved the form of the order:
- n/a
- ☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

BECKLEY SINGLETON, CHARTERED

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